

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Christopher G Brooks v Monroe Trial Court**
Docket No. **290597**
L.C. No. **96-027270-FC**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The original complaint for superintending control is DISMISSED because plaintiff, a prisoner in the custody of the Department of Corrections, owes a fee of \$374 in the civil action of *Christopher G Brooks v Monroe Circuit Judge*, Docket No. 261177. A prisoner who is in the Department's custody cannot file another civil appeal or original action until the prisoner pays the outstanding balance owed in an earlier civil action filed while in the Department's custody. MCL 600.2963(8).

The motion to waive fees is also DISMISSED as moot.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 13 2009

Date

Sandra Schultz Mengel
Chief Clerk